

CLOSED,PROTO,REFDIS,REFSET-RS,RELATE

**U.S. District Court  
California Northern District (San Jose)  
CIVIL DOCKET FOR CASE #: 5:99-cv-20022-JF**

SJ Char Hells Angels, et al v. City of San Jose, et al  
Assigned to: Judge Jeremy Fogel  
Referred to: Magistrate Judge Patricia V. Trumbull  
Demand: \$0  
Cause: 42:1983 Civil Rights Act

Date Filed: 01/11/1999  
Date Terminated: 08/25/2006  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**The San Jose Charter of the Hells  
Angels Motorcycle Club**  
*an unincorporated association*

represented by **Karen Leigh Snell**  
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**ATTORNEY TO BE NOTICED**

**Plaintiff**

**James Arnett**

represented by **Karen Leigh Snell**  
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**Kate Dyer**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Andrew Charles Schwartz**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Marnie Arnett**

represented by **Karen Leigh Snell**  
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**Kate Dyer**  
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*ATTORNEY TO BE NOTICED*

**Andrew Charles Schwartz**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Robert Brancato**

represented by **Karen Leigh Snell**  
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*LEAD ATTORNEY*  
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**Kate Dyer**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Leslie Brancato**

represented by **Karen Leigh Snell**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Ronald Cook**

represented by **Karen Leigh Snell**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Vicki Bozzi**

represented by **Karen Leigh Snell**  
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*LEAD ATTORNEY*  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Fillmore Cross**

represented by **Karen Leigh Snell**  
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*LEAD ATTORNEY*  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Margaret Cross**

represented by **Karen Leigh Snell**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Ted Demello**

represented by **Karen Leigh Snell**  
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*LEAD ATTORNEY*  
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**Plaintiff**

**Deborah Van Tassel**

represented by **Karen Leigh Snell**  
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**Kate Dyer**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**James Elrite**

represented by **Karen Leigh Snell**  
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**Kate Dyer**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Molly Elrite**

represented by **Karen Leigh Snell**  
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**Kate Dyer**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Larry Gorham**

represented by **Karen Leigh Snell**  
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**Plaintiff**

**Jeffrey Pettigrew**

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**Kate Dyer**  
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**Andrew Charles Schwartz**  
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**Plaintiff**

**Christine Pettigrew**  
*TERMINATED: 01/14/2000*

represented by **Karen Leigh Snell**  
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*TERMINATED: 01/14/2000*  
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**Kate Dyer**  
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**Plaintiff**

**James Souza**

represented by **Karen Leigh Snell**  
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**Andrew Charles Schwartz**

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**Plaintiff**

**Robert Vieira**

represented by **Karen Leigh Snell**

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*LEAD ATTORNEY*

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**Kate Dyer**

(See above for address)

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**Andrew Charles Schwartz**

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**Plaintiff**

**Lori Vieira**

represented by **Karen Leigh Snell**

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**Plaintiff**

**James Welch**

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**Plaintiff**

**Gregory Wilkins**

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**Plaintiff**

**Denise Wilkins**

represented by **Karen Leigh Snell**  
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**Andrew Charles Schwartz**  
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V.

**Defendant**

**City of San Jose**  
*a municipal corporation*

represented by **Clifford S. Greenberg**  
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**Defendant**

**William Lansdowne**  
*in his official capacity*  
*TERMINATED: 01/14/2000*

**Defendant**

**Lou Cobarruviaz**  
*in his individual capacity*  
*TERMINATED: 01/14/2000*

**Defendant**

**Officer Jorge Gil-Blanco**  
*in his individual capacity*

**Defendant**

**Sheriff Charles Gillingham**  
*in his individual and official capacity*

**Defendant**

**Deputy Sheriff Robert Linderman**  
*in his individual capacity*

represented by **Winifred Botha**  
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**ATTORNEY TO BE NOTICED**

**Defendant**

**Sheriff Mark Tracy**

*in his individual and official capacity*

**Defendant**

**City of Gilroy**

*a municipal corporation*

**TERMINATED: 04/26/2002**

represented by **Corinne D. Barton**

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**TERMINATED: 04/26/2002**

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

**Defendant**

**Roy Sumisaki***in his individual and official capacity**TERMINATED: 04/26/2002***Defendant****City of Capitola***a municipal corporation***Defendant****Donald Braun****Defendant****A. Zigon***TERMINATED: 06/07/2001***Defendant****Detective Ashley***TERMINATED: 04/26/2002*represented by **Kenneth Dominic Simoncini**

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*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****Dan Bouchet***Special Agent Dan Bouchet**TERMINATED: 06/04/2001*represented by **S. Michele Inan**

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*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

**Defendant****Agent Gaztambide***FBI Agent Gaztambide**TERMINATED: 06/04/2001*represented by **Alison E. Daw**

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**Agent Crkovich**  
*FBI Agent Crkovich*  
*TERMINATED: 09/20/2001*

represented by **Alison E. Daw**  
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*LEAD ATTORNEY*  
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**Gail Killefer**  
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**Mary Beth Uitti**  
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**Defendant**

**Sung Agent Maeng**  
*TERMINATED: 06/04/2001*

represented by **Alison E. Daw**  
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**Mark St. Angelo**  
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*LEAD ATTORNEY*  
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**Mary Beth Uitti**  
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*TERMINATED: 06/04/2001*  
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**ATTORNEY TO BE NOTICED****Defendant****R. Martinez***TERMINATED: 06/04/2001*represented by **Alison E. Daw**

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*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Gail Killefer**

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*TERMINATED: 09/30/1999**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Mary Beth Uitti**

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*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****D. McCracken***FBI Agent D. McCracken**TERMINATED: 01/14/2000*represented by **Mary Beth Uitti**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Mark St. Angelo**

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*TERMINATED: 09/30/1999**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Mary Beth Uitti**

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*LEAD ATTORNEY*  
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**Defendant**

**Tuan Payton**

*FBI Agent Tuan Payton*

*TERMINATED: 06/04/2001*

represented by **Alison E. Daw**

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**Mark St. Angelo**

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**Mary Beth Uitti**

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**Defendant**

**FBI Alvarez**

*FBI Agent Alvarez*

*TERMINATED: 06/04/2001*

represented by **Alison E. Daw**

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**Gail Killefer**

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**Mary Beth Uitti**

(See above for address)  
*TERMINATED: 06/04/2001*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Lt. Hendrix***San Jose Police**TERMINATED: 06/04/2001***Defendant****Sgt. Dacena****Defendant****Sgt. Carney****Defendant****Officer C. Johnson***TERMINATED: 06/04/2001***Defendant****Officer K. Pham***TERMINATED: 06/04/2001***Defendant****Officer E. Quan***TERMINATED: 06/04/2001***Defendant****Officer R. Imobertsteg***TERMINATED: 06/04/2001***Defendant****Officer M. Archer***TERMINATED: 06/04/2001***Defendant****Officer A. Paz***TERMINATED: 06/04/2001***Defendant****Officer P. Ramirez***TERMINATED: 06/04/2001***Defendant****Officer P. Cook***TERMINATED: 06/04/2001***Defendant****Officer T. Simpson***TERMINATED: 06/04/2001*



**Defendant****Officer S. Pryor***TERMINATED: 06/04/2001***Defendant****Officer Keith Little****Defendant****Officer King***TERMINATED: 06/04/2001***Defendant****Officer Messier****Defendant****Officer Lem***TERMINATED: 06/04/2001***Defendant****Officer Cusseaux***TERMINATED: 06/04/2001***Defendant****Officer Mizgorski***TERMINATED: 06/04/2001***Defendant****Officer Nieves****Defendant****Officer Pedreira***TERMINATED: 06/04/2001***Defendant****Officer Kelly***TERMINATED: 06/04/2001***Defendant****Officer B. Harris***TERMINATED: 06/04/2001***Defendant****Officer Montano***TERMINATED: 06/04/2001***Defendant**

**Officer Barcelona***all in their individual capacities**TERMINATED: 06/04/2001***Defendant****The San Jose Police Department "Net"  
entry team****Defendant****San Jose Police***San Jose Police Department M.E.R.G.E.**Unit #2***Defendant****The San Jose Police Department  
M.E.R.G.E. Team****Defendant****Santa Clara County District Attorney's  
Investigators***TERMINATED: 06/04/2001*

represented by **Winifred Botha**  
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*TERMINATED: 06/04/2001*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Santa Clara County District Attorney's  
Investigators***TERMINATED: 06/04/2001*

represented by **Winifred Botha**  
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*TERMINATED: 06/04/2001*  
*LEAD ATTORNEY*  
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**Defendant****Santa Clara County District Attorney's  
Investigators Office '***TERMINATED: 06/04/2001*

represented by **Winifred Botha**  
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*TERMINATED: 06/04/2001*  
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**Defendant****M. Lane***Santa Clara County District Attorney's  
Investigators**TERMINATED: 06/04/2001*

represented by **Winifred Botha**  
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*TERMINATED: 06/04/2001*  
*LEAD ATTORNEY*  
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**Defendant**

**H. Langley**

*Santa Clara County District Attorney's  
Investigators  
TERMINATED: 06/04/2001*

**Defendant****Cahill**

*Santa Clara County District Attorney's  
Investigators  
TERMINATED: 06/04/2001*

**Defendant****Lofvendahl**

*Santa Clara County District Attorney's  
Investigators  
TERMINATED: 06/04/2001*

**Defendant****Keith Lowry**

*Santa Clara County District Attorney's  
Investigators  
TERMINATED: 06/04/2001*

**Defendant****Patrice Cardott**

*Santa Clara County District Attorney's  
Investigators  
TERMINATED: 06/04/2001*

**Defendant****Shirley Shelangoski**

*Santa Clara County District Attorney's  
Investigators  
TERMINATED: 06/04/2001*

**Defendant****Bob Hamilton**

*Santa Clara County District Attorney's  
Investigators  
TERMINATED: 06/04/2001*

represented by **Winifred Botha**

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LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

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**Defendant****Tom Johnson***Santa Clara County District Attorney's**Investigators**TERMINATED: 06/04/2001*represented by **Winifred Botha**

(See above for address)

*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****Kevin Smith***TERMINATED: 06/04/2001***Defendant****Sharron Mouras***TERMINATED: 06/04/2001***Defendant****Bob Traskowski***TERMINATED: 06/04/2001***Defendant****Don Van Gundy***TERMINATED: 06/04/2001***Defendant****G. Cunningham***TERMINATED: 06/04/2001***Defendant****J. Cole***all in their individual capacities**TERMINATED: 06/04/2001***Defendant****Santa Clara County Sheriff's Deputies****Defendant****Earl Pennington***TERMINATED: 10/18/2001***Defendant****D. Notari***TERMINATED: 06/04/2001***Defendant****Francisco Lopez***TERMINATED: 10/18/2001*

**Defendant****J. Mollo***TERMINATED: 06/04/2001***Defendant****T. Murphy***TERMINATED: 06/04/2001***Defendant****B. Lucich***TERMINATED: 06/04/2001***Defendant****James Greer**represented by **Winifred Botha**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Ann M. Ravel**

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*ATTORNEY TO BE NOTICED***Aryn Paige Harris**

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*ATTORNEY TO BE NOTICED***Melissa R. Kiniyalocts**

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*ATTORNEY TO BE NOTICED***Defendant****M. Flood***TERMINATED: 10/18/2001***Defendant****Dennis Bacon***TERMINATED: 10/18/2001***Defendant****R. Bynum***TERMINATED: 06/04/2001***Defendant****Dan Corley***TERMINATED: 06/04/2001***Defendant**

**G. Longoria**

*TERMINATED: 06/04/2001*

**Defendant**

**Patricia O'Donovan**

*TERMINATED: 06/04/2001*

**Defendant**

**A. Holborn**

*TERMINATED: 06/04/2001*

**Defendant**

**Ronald LeBaudour**

**Defendant**

**Lawrence St. Denis**

*TERMINATED: 10/18/2001*

**Defendant**

**F. Hernandez**

*TERMINATED: 06/04/2001*

**Defendant**

**Robert Garcia**

*TERMINATED: 10/18/2001*

**Defendant**

**David Tomlinson**

*TERMINATED: 10/18/2001*

**Defendant**

**Jim Lewis**

*TERMINATED: 06/04/2001*

**Defendant**

**Mark Faler**

*TERMINATED: 10/18/2001*

**Defendant**

**Richard Rutman**

*TERMINATED: 06/04/2001*

**Defendant**

**California Highway**

*all in their individual capacities*

**Defendant**

**Santa Clara Police Officers**

represented by **Sharonrose Cannistraci**  
Cannistraci Law Firm  
16450 Los Gatos Boulevard  
Suite 110  
Los Gatos, CA 95032  
408-307-5662  
Fax: 408-402-8362  
Email: sharonrose@cannistracilaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Officer Coffman**

represented by **Sharonrose Cannistraci**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Officer R. Keyarts**

*TERMINATED: 06/07/2001*

represented by **Sharonrose Cannistraci**  
(See above for address)  
*TERMINATED: 06/07/2001*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****F. Saunders**

*all in their individual capacities*

*TERMINATED: 06/07/2001*

represented by **Sharonrose Cannistraci**  
(See above for address)  
*TERMINATED: 06/07/2001*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Santa Clara Police Department**

*TERMINATED: 06/07/2001*

represented by **Sharonrose Cannistraci**  
(See above for address)  
*TERMINATED: 06/07/2001*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Santa Clara Police Department****S.W.A.T. Team**

*TERMINATED: 06/07/2001*

represented by **Sharonrose Cannistraci**  
(See above for address)  
*TERMINATED: 06/07/2001*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Gilroy Police Department**

**Defendant****Sergeant Becerra***TERMINATED: 04/26/2002***Defendant****Gilroy Police Department S.W.A.T.  
Team****Defendant****P. Stokes***TERMINATED: 06/04/2001*represented by **Alison E. Daw**

(See above for address)

*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Gail Killefer**

(See above for address)

*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Mary Beth Uitti**

(See above for address)

*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****D. Amrhein***TERMINATED: 06/04/2001*represented by **Alison E. Daw**

(See above for address)

*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Gail Killefer**

(See above for address)

*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Mary Beth Uitti**

(See above for address)

*TERMINATED: 06/04/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED*



**Defendant****M. LaPlant***TERMINATED: 09/20/2001*represented by **Gail Killefer**

(See above for address)

*TERMINATED: 09/20/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Mary Beth Uitti**

(See above for address)

*TERMINATED: 09/20/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Alison E. Daw**

(See above for address)

*TERMINATED: 09/20/2001**ATTORNEY TO BE NOTICED***Defendant****Police Officer Michael Fernandez***San Jose Police Officer***Defendant****Police Officer William Manion***San Jose Police Officer***Defendant****Police Officer D. Newman***San Jose Police Officer***Defendant****Police Officer Knox***San Jose Police Officer*

<b>Date Filed</b>	<b>#</b>	<a href="#">clear</a>	<b>Docket Text</b>
01/11/1999	1		COMPLAINT No Process; Fee status pd entered on 1/11/99 in the amount of \$ 150.00 ( Receipt No. 506434); jury demand [5:99-cv-20022] (ha, COURT STAFF) (Entered: 01/15/1999)
01/11/1999	2		EX-PARTE APPLICATION by Plaintiff SJ Char Hells Angels, et al to seal [5:99-cv-20022] (ha, COURT STAFF) (Entered: 01/15/1999)
01/11/1999	3		ORDER RE COURT PROCEDURE and SCHEDULE by Senior Judge Spencer Williams : Proof of service to be filed by 2/25/99 ; counsels' case management statement to be filed by 5/3/99 ; initial case management conference will be held 2:00 5/13/99 . (cc: all counsel) (ha, COURT STAFF) (Entered: 01/15/1999)

01/12/1999	4	EX-PARTE APPLICATION before Senior Judge Spencer Williams by Plaintiff SJ Char Hells Angels, et al to unseal [5:99-cv-20022] (ha, COURT STAFF) (Entered: 01/15/1999)
01/12/1999	5	ORDER by Senior Judge Spencer Williams re [2-1] re [4-1] unsealing ( Date Entered: 1/15/99) (cc: all counsel) [5:99-cv-20022] (ha, COURT STAFF) (Entered: 01/15/1999)
04/09/1999	6	AMENDED COMPLAINT [1-1] by Plaintiff; jury demand [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 05/24/1999)
04/12/1999	7	LETTER dated 4/9/99 from Karen L. Snell [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 05/24/1999)
04/12/1999	8	AMENDED SCHEDULING ORDER by Senior Judge Spencer Williams Status conference set for 2:00 - 4:00 p.m., by telephone on 6/24/99 ; ( Date Entered: 5/24/99) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 05/24/1999)
04/16/1999	9	ORDER by Senior Judge Spencer Williams not relating cases; as to C-99-1512 VRW & C-99-1465 CRB () (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 05/24/1999)
05/12/1999	10	STIPULATION and ORDER by Senior Judge Spencer Williams : extending time to reply (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 06/18/1999)
06/07/1999	11	CERTIFICATION of discussion of ADR options by Plaintiff. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 06/25/1999)
06/16/1999	12	CASE MANAGEMENT STATEMENT and PROPOSED ORDER filed. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 06/25/1999)
06/21/1999	13	STIPULATION and ORDER by Senior Judge Spencer Williams : granting amending complaint (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/08/1999)
06/23/1999	14	2ND AMENDED COMPLAINT [6-1] by Plaintiff SJ Char Hells Angels; jury demand; adding A. Zigon, Detective Ashley [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/08/1999)
06/29/1999	15	ORDER by Senior Judge Spencer Williams Discovery cutoff (magistrate) 8/2/99 ; Status conference set for 2:00 - 4:00 p.m., by telephone 11/18/99 ; ( Date Entered: 7/8/99) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/08/1999)
07/16/1999	16	NOTICE OF MOTION AND MOTION before Senior Judge Spencer Williams by defendant to dismiss action & to strike 2nd amended complaint with Notice set for 9/29/99 @ 10:00 a.m. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/16/1999	17	MEMORANDUM by defendant in support of motion to dismiss action [16-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)

07/16/1999	18	DECLARATION by K. Zoglin on behalf of defendant re motion to dismiss action [16-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/16/1999	19	REQUEST by defendant for Judicial notice in support of #16 [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/19/1999	20	MEMORANDUM by defendant in support of motion to dismiss action [16-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/19/1999	21	NOTICE OF MOTION AND MOTION before Senior Judge Spencer Williams by defendant to dismiss partially dismiss action with Notice set for 9/29/99 @ 10:00 a.m. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/19/1999	22	PROOF OF SERVICE by defendant of memorandum [20-1] & 21 [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/19/1999	23	NOTICE OF MOTION AND MOTION before Senior Judge Spencer Williams by defendant J. Officer Kropp, defendant Dan Agent Bouchet to dismiss 2nd amended complaint with Notice set for 9/29/99 @ 10:00 a.m. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/20/1999	24	NOTICE OF MOTION AND MOTION before Senior Judge Spencer Williams by defendant City of Gilroy to dismiss 2nd amended complaint with Notice set for 9/29/99 @ 10:00 a.m. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/23/1999	25	NOTICE OF MOTION AND MOTION before Senior Judge Spencer Williams by defendant Agent Gaztambide, defendant Agent Crkovich, defendant Sung Agent Maeng, defendant R. Martinez, defendant D. McCracken, defendant M. LaPlant, defendant Tuan Payton, defendant FBI Alvarez to dismiss action with Notice set for 9/29/99 @ 10:00 a.m. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/26/1999)
07/27/1999	26	CLERK'S NOTICE All motions re: defendant's motion to dismiss will be heard by 10:00 9/29/99 ; [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 07/29/1999)
08/27/1999	27	STIPULATION and ORDER by Senior Judge Spencer Williams : All motions will be heard by 10:00 9/29/99 ; (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/31/1999)
09/07/1999	28	PROOF OF SERVICE by defendant of order [27-2] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)
09/08/1999	29	OPPOSITION by Plaintiff to motion to dismiss 2nd amended complaint [24-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)
09/08/1999	30	OPPOSITION by Plaintiff to motion to dismiss action [25-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)
09/08/1999	31	OPPOSITION by Plaintiff to motion to dismiss 2nd amended complaint [23-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)

09/08/1999	32	OPPOSITION by Plaintiff to motion to dismiss partially dismiss action [21-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)
09/08/1999	33	OPPOSITION by Plaintiff to motion to dismiss action [16-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)
09/08/1999	34	DECLARATION by Karen Snell on behalf of Plaintiff re opposition [33-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)
09/08/1999	35	PROOF OF SERVICE by Plaintiff of opposition [29-1] - 34 [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/14/1999)
09/14/1999	36	ORDER by Senior Judge Spencer Williams setting hearing on motion to dismiss action [25-1] 10:00 10/5/99, setting hearing on motion to dismiss 2nd amended complaint [24-1] 10:00 10/5/99, setting hearing on motion to dismiss 2nd amended complaint [23-1] 10:00 10/5/99, setting hearing on motion to dismiss partially dismiss action [21-1] 10:00 10/5/99, setting hearing on motion to dismiss action [16-1] 10:00 10/5/99 ( Date Entered: 9/30/99) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/30/1999)
09/15/1999	37	REPLY by defendant re motion to dismiss action [16-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/30/1999)
09/15/1999	38	SUPPLEMENTAL REQUEST by defendant for Judicial notice in support of #37 [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/30/1999)
09/17/1999	39	REPLY by defendant re motion to dismiss action [25-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/30/1999)
09/17/1999	40	NOTICE by defendant re: Lead counsel [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/30/1999)
09/21/1999	41	REPLY by defendants' for the State to plaintiffs' opposition to motion to dismiss or for more definite statement [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/30/1999)
09/28/1999	42	PROOF OF SERVICE by defendant City of Gilroy of motion to dismiss 2nd amended complaint [24-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 10/07/1999)
09/30/1999		Docket Modification (Administrative) to notice [40-1] withdrawing attorney Mark St. Angelo for FBI Alvarez, attorney Mark St. Angelo for Tuan Payton, attorney Mark St. Angelo for M. LaPlant, attorney Mark St. Angelo for R. Martinez, attorney Mark St. Angelo for Sung Agent Maeng, attorney Mark St. Angelo for Agent Crkovich, attorney Mark St. Angelo for Agent Gaztambide and substituting attorney Mary Beth Uitti [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/30/1999)
09/30/1999	43	REPLY by defendant City of Gilroy re motion to dismiss 2nd amended complaint [24-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 10/07/1999)

09/30/1999	44	PROOF OF SERVICE by defendant City of Gilroy of reply [43-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 10/07/1999)
10/04/1999	45	ORDER by Senior Judge Spencer Williams re: plaintiff's submit a chart identifying with particularity what actions were taken by each of the named. ( Date Entered: 10/22/99) (cc: all counsel) [5:99-cv-20022] (ri, COURT STAFF) (Entered: 10/22/1999)
10/05/1999	46	MINUTES: ( C/R Roberta Roger (415) 863-4211) ( Hearing Date: 10/5/99) that the motion to dismiss action [25-1] is submitted, that the motion to dismiss 2nd amended complaint [24-1] is submitted, that the motion to dismiss 2nd amended complaint [23-1] is submitted, that the motion to dismiss partially dismiss action [21-1] is submitted, that the motion to dismiss action [16-1] is submitted [5:99-cv-20022] (ri, COURT STAFF) (Entered: 10/22/1999)
11/15/1999	47	ORDER by Senior Judge Spencer Williams Status conference continued at 2:00 - 4:00 p.m. by telephone on 12/8/99 ; ( Date Entered: 12/8/99) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 12/08/1999)
12/02/1999	48	ORDER by Senior Judge Spencer Williams Case Management Conference set for 2:00 p.m. and 4:00 p.m. by telephone on 12/16/99 ; ( Date Entered: 1/5/00) (cc: all counsel) [5:99-cv-20022] (cm, COURT STAFF) (Entered: 01/05/2000)
12/06/1999	50	ORDER by Senior Judge Spencer Williams granting in part and denying in part motion to dismiss action [25-1], granting in part and denying in part motion to dismiss 2nd amended complaint [24-1], granting in part and denying in part motion to dismiss 2nd amended complaint [23-1], granting in part and denying in part motion to dismiss partially dismiss action [21-1], granting in part and denying in part motion to dismiss action [16-1] ( Date Entered: 1/5/00) (cc: all counsel) [5:99-cv-20022] (cm, COURT STAFF) (Entered: 01/05/2000)
12/09/1999	49	ORDER by Senior Judge Spencer Williams Case Management Conference set for 2:00 and 4:00 p.m. by telephone on 1/6/00 ; ( Date Entered: 1/5/00) (cc: all counsel) [5:99-cv-20022] (cm, COURT STAFF) (Entered: 01/05/2000)
01/03/2000	51	STIPULATION and ORDER by Senior Judge Spencer Williams : Status conference set for 2:00 - 4:00 p.m. by telephone on 1/13/00 ; (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 01/11/2000)
01/06/2000	52	CASE MANAGEMENT STATEMENT filed. [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 01/11/2000)
01/13/2000	53	ORDER by Senior Judge Spencer Williams granting filing of 3rd amending complaint ( Date Entered: 1/24/00) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 01/24/2000)
01/14/2000	54	AMENDED COMPLAINT by Plaintiff; jury demand terminating defendant D. McCracken, defendant Lou Cobarruviaz, defendant William Lansdowne, Plaintiff Christine Pettigrew [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 01/24/2000)

01/18/2000	55		PROOF OF SERVICE by defendant of Scheduling order Status conference set for 2:00 - 4:00 p.m. by telephone on 1/13/00 ; [51-1], order [51-2] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 01/24/2000)
02/14/2000	56		ANSWER to 3RD AMENDED complaint [54-1]; jury demand [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 02/16/2000)
02/14/2000	57		ANSWER TO 3RD AMENDED COMPLAINT by defendants to complaint [54-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 02/16/2000)
02/17/2000	58		ANSWER TO 3RD AMENDED COMPLAINT by defendant City of Gilroy to; jury demand [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 02/22/2000)
02/17/2000	59		ANSWER TO 3ND AMENDED COMPLAINT by defendant J. Officer Kropp, defendant Dan Bouchet to; jury demand [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 02/22/2000)
02/29/2000	60		ANSWER TO 3RD AMENDED COMPLAINT by defendant Byers, defendant Thomas, defendant Almason, defendant M. Lane, defendant H. Langley, defendant Cahill, defendant Charles Gillingham [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 03/03/2000)
03/02/2000	61		ANSWER by defendant Agent Gaztambide, defendant Agent Crkovich, defendant Sung Agent Maeng, defendant R. Martinez, defendant P. Stokes, defendant D. Amrhein, defendant M. LaPlant, defendant Tuan Payton, defendant FBI Alvarez to; jury demand [5:99-cv-20022] (cm, COURT STAFF) (Entered: 03/22/2000)
03/09/2000	62		NOTICE by defendant's of reassignment of attorney [5:99-cv-20022] (cm, COURT STAFF) (Entered: 03/27/2000)
05/10/2000	63		ANSWER by defendant A. Zigon, defendant Santa Clara Police, defendant Coffman, defendant R. Keyarts, defendant F. Saunders to THIRD AMENDED complaint [54-1]; jury demand [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 05/25/2000)
06/07/2000	64		ORDER by Senior Judge Spencer Williams Status conference set for 2:00 - 4:00 by telephone on 10/19/00 ; ( Date Entered: 6/26/00) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 06/26/2000)
06/29/2000	65		STIPULATION and ORDER by Senior Judge Spencer Williams : amending 3nd amended complaint re: paragraph 80 (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 06/30/2000)
07/26/2000	66		NOTICE OF MOTION AND MOTION before Mag. Judge Patricia V. Trumbull by Plaintiff to compel production of documents [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/02/2000)
07/26/2000	67		MEMORANDUM by Plaintiff in support of motion to compel production of documents [66-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/02/2000)

07/26/2000	68	DECLARATION by Karen L. Snell on behalf of Plaintiff re motion to compel production of documents [66-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/02/2000)
08/02/2000	69	OPPOSITION by defendant Santa Clara Co. to motion to compel production of documents [66-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/04/2000)
08/02/2000	70	DECLARATION by Lt. E. Smedlund on behalf of defendant Santa Clara Co. re opposition [69-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/04/2000)
08/02/2000	71	DECLARATION by Sgt. K. Jensen on behalf of defendant Santa Clara Co. re opposition [69-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/04/2000)
08/02/2000	72	DECLARATION by Lt. J. Kirby on behalf of defendant Santa Clara Co. re opposition [69-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/04/2000)
08/07/2000	73	MEMORANDUM by Plaintiff in support of protective order [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/08/2000)
08/07/2000	74	SUPPLEMENTAL MEMORANDUM by Plaintiff in support of memorandum [73-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/08/2000)
08/08/2000	75	REPLY by defendant's FBI to motion re: protective order [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/11/2000)
08/08/2000	76	OPPOSITION by defendant, Santa Clara Co. to mtoion re: protective order & joinder in opposing points of other defendants [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/11/2000)
08/08/2000	77	OPPOSITION by defendant re: protective order [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/11/2000)
08/08/2000	78	OPPOSITION by defendant, City of San Jose to motion for protective order [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/11/2000)
08/08/2000	79	STIPULATION and ORDER by Senior Judge Spencer Williams : for protective order (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/11/2000)
08/10/2000	85	INTERIM ORDER by Mag. Judge Patricia V. Trumbull setting hearing on memorandum [74-1] 11:00 a.m. on 9/12/00, setting hearing on memorandum [73-1] 11:00 a.m. 9/12/00 setting hearing on motion for protective order [81-1] 11:00 a.m. on 9/12/00; Plaintiffs may submit a reply brief no later than 9/5/00. ( Date Entered: (8/23/00) (cc: all counsel) [5:99-cv-20022] (mmr, COURT STAFF) (Entered: 08/23/2000)
08/11/2000	80	ORDER by Mag. Judge Patricia V. Trumbull granting in part and denying in part motion to compel production of documents [66-1] ( Date Entered: 8/17/00) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/17/2000)

08/16/2000	81	NOTICE OF MOTION AND MOTION before Mag. Judge Patricia V. Trumbull by Plaintiff for protective order [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/22/2000)
08/16/2000	82	SUPPLEMENTAL MEMORANDUM by Plaintiff in support of motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/22/2000)
08/16/2000	83	DECLARATION by Karen L. Snell on behalf of Plaintiff re motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/22/2000)
08/16/2000	84	PROOF OF SERVICE by Plaintiff of motion for protective order [81-1] - 83 & proposed order [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/22/2000)
08/29/2000	86	SUPPLEMENTAL MEMORANDUM by defendant Almason, defendant M. Lane, defendant H. Langley, defendant Cahill, defendant Lofvendahl, defendant Keith Lowry, defendant Patrice Cardott in opposition to motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/31/2000)
08/29/2000	87	OPPOSITION by defendant City of Gilroy to motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/31/2000)
08/29/2000	88	SUPPLEMENTAL OPPOSITION by defendant City of San Jose to motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/31/2000)
08/29/2000	89	SUPPLEMENTAL MEMORANDUM by defendant Santa Clara Co. in opposition to motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/31/2000)
08/29/2000	90	OPPOSITION by defendant P. Stokes, defendant D. Amrhein, defendant M. LaPlant & Federal Defendants to motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 08/31/2000)
09/01/2000	91	ORDER by Mag. Judge Patricia V. Trumbull granting motion to compel production of documents [66-1] ( Date Entered: 9/7/00) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/07/2000)
09/05/2000	92	REPLY by Plaintiff to opposition to motion for protective order [81-1] [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/07/2000)
09/11/2000	93	ORDER by Senior Judge Spencer Williams recusing ( Date Entered: 9/12/00) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/12/2000)
09/13/2000	94	MINUTES: ( C/R E/R George Palmer;Tape #076) ( Hearing Date: 9/12/00) that the motion for protective order [81-1] is submitted [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/18/2000)
09/19/2000	96	ORDER by Mag. Judge Patricia V. Trumbull denying motion for protective order [81-1] for protective order ( Date Entered: 9/27/00) (cc: all counsel) [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 09/27/2000)



09/21/2000	95	ORDER by Executive Committee to reassign to Judge Jeremy Fogel ( Date Entered: 9/27/00) (cc: all counsel) [5:99-cv-20022] (Imm, COURT STAFF) (Entered: 09/27/2000)
09/29/2000	97	ATTORNEY SUBSTITUTION: terminating as counsel for by defendant FBI Alvarez, defendant D. Amrhein, defendant Agent Crkovich, defendant Agent Gaztambide, defendant M. LaPlant, defendant Sung Agent Maeng, defendant R. Martinez, defendant Tuan Payton, defendant M. LaPlant, defendant P. Stokes and substituting attorney Alison E. Daw [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/02/2000)
10/11/2000	98	CLERK'S NOTICE Case Management Conference set for 10:30 11/20/00 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/18/2000)
10/20/2000	99	REPORTER'S TRANSCRIPT; Date of proceedings: 9/12/00 ( C/R: George Palmer) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/23/2000)
11/09/2000	100	JOINT CASE MANAGEMENT STATEMENT and PROPOSED ORDER filed. [5:99-cv-20022] (gm, COURT STAFF) (Entered: 11/13/2000)
11/09/2000	101	NOTICE of Attorney list by Plaintiff [5:99-cv-20022] (gm, COURT STAFF) (Entered: 11/16/2000)
11/21/2000	102	MINUTES: ( C/R Peter Torreano) INITIAL CASE MANAGEMENT CONFERENCE HELD. law and motion hearing date 9:00 3/26/01 ; In court law and motion hearing will be held 9:00 4/30/01 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 11/28/2000)
02/12/2001	103	LETTER dated 2/12/01 from Alison E. Daw [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/13/2001)
02/12/2001		RECEIVED Proposed Order re: (briefing/hearing schedule ) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/13/2001)
02/15/2001	104	STIPULATION and ORDER by Judge Jeremy Fogel re: briefinghearing schedule (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/21/2001)
02/20/2001	105	PROOF OF SERVICE by defendant FBI Alvarez, defendant D. McCracken, defendant Agent Crkovich, defendant Agent Gaztambide, defendant M. LaPlant, defendant Sung Agent Maeng, defendant R. Martinez, defendant Tuan Payton, defendant P. Stokes of order [104-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/21/2001)
03/06/2001		RECEIVED Proposed Order re: briefing/hearing schedule ( defendant City of San Jose, defendant San Jose Police Dept ) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/07/2001)
03/08/2001	106	STIPULATION and ORDER by Judge Jeremy Fogel re : briefing/hearing schedule (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/12/2001)

04/02/2001	107		NOTICE OF MOTION AND MOTION before Judge Jeremy Fogel by Plaintiff SJ Char Hells Angels for partial summary judgment with Notice set for 5/7/01 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	108		MEMORANDUM by Plaintiff SJ Char Hells Angels in support of motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	109		DECLARATION by Kate Dyer on behalf of Plaintiff SJ Char Hells Angels in support of motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001			RECEIVED Proposed Order ( Plaintiff SJ Char Hells Angels ) re: motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	110		NOTICE OF MOTION AND MOTION before Judge Jeremy Fogel by Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins for partial summary judgment with Notice set for 5/7/01 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	111		MEMORANDUM by Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins in support of motion for partial summary judgment [110-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	112		DECLARATION by Kate Dyer on behalf of Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins in support of motion for partial summary judgment [110-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	113		DECLARATION by Denise Wilkins on behalf of Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins in support of motion for partial summary judgment [110-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	114		DECLARATION by Gregory Wilkins on behalf of Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins in support of motion for partial summary judgment [110-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001			RECEIVED Proposed Order ( Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins ) re: motion for partial summary judgment [110-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	115		PROOF OF SERVICE by Plaintiff SJ Char Hells Angels, Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins of order received [0-0], declaration [114-1], declaration [113-1], declaration [112-1], memorandum [111-1], motion for partial summary judgment [110-1], order received [0-0], declaration [109-1], memorandum [108-1], motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	116		EX-PARTE APPLICATION before Judge Jeremy Fogel by defendant City of San Jose to extend page limit [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)

04/02/2001		RECEIVED Proposed Order ( defendant City of San Jose ) re: motion to extend page limit [116-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	117	MOTION with memorandum in support before Judge Jeremy Fogel by defendant City of San Jose for summary adjudication with Notice set for 5/7/01 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	118	DECLARATION by Michael R. Groves on behalf of defendant City of San Jose, defendant Jorge Gil-Blanco re motion for summary adjudication [117-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	119	PROOF OF SERVICE by defendant City of San Jose of declaration [118-1], motion for summary adjudication [117-1], order received [0-0], motion to extend page limit [116-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	120	EX-PARTE APPLICATION before Judge Jeremy Fogel by defendant for relief from page limitation [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	121	NOTICE OF MOTION AND MOTION before Judge Jeremy Fogel by defendant Santa Clara Co. for summary adjudication with Notice set for 5/7/01 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	122	MEMORANDUM by defendant Santa Clara Co. in support of motion for summary adjudication [121-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	123	AFFIDAVIT of Sergeant Robert C. Linderman regarding motion for summary adjudication [121-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/02/2001	124	AFFIDAVIT of Winifred Botha regarding motion for summary adjudication [121-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/03/2001)
04/03/2001	125	ORDER by Judge Jeremy Fogel granting motion to extend page limit [116-1] ( Date Entered: 4/5/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/05/2001)
04/06/2001	126	PROOF OF SERVICE by defendant City of San Jose, defendant San Jose Police Dept of order [125-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/10/2001)
04/12/2001	127	JOINDER in Santa Clara Countyt defendants' Opposition to Plaintiff's Motion for Partial Summary Judgment by defendant City of San Jose [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/17/2001)
04/12/2001	128	JOINDER by defendant City of San Jose re motion for summary adjudication [121-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/17/2001)
04/16/2001	129	OPPOSITION by Plaintiff SJ Char Hells Angels to motion for summary adjudication [121-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)

04/16/2001	130	DECLARATION by Kate Dyer on behalf of Plaintiff SJ Char Hells Angels in support of opposition [129-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/16/2001	131	OPPOSITION by Plaintiff SJ Char Hells Angels to motion for summary adjudication [117-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/16/2001	132	DECLARATION by Marc H. Axelbaum on behalf of Plaintiff SJ Char Hells Angels in support of opposition [131-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/16/2001	133	OPPOSITION by defendant to motion for partial summary judgment [110-1], motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/16/2001	134	PARTIAL OPPOSITION by defendant to motion for partial summary judgment [110-1], motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/16/2001	135	AFFIDAVIT of Mark A. Gonzalez in opposition to motion for partial summary judgment [110-1], regarding motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/16/2001	136	JOINDER by defendant re motion for summary adjudication [121-1], opposition to motion for partial summary judgment [110-1], opposition to motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/16/2001	137	OPPOSITION by defendant San Jose Police, defendant The San Jose Police to motion for partial summary judgment [110-1], motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/18/2001)
04/17/2001	138	EX-PARTE APPLICATION before Judge Jeremy Fogel by defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra to file documents under seal [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/17/2001	139	DECLARATION by Marlilynn Winters on behalf of defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra in support of motion to file documents under seal [138-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/17/2001	140	PROOF OF SERVICE by defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra of declaration [139-1], motion to file documents under seal [138-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/20/2001	141	ORDER by Judge Jeremy Fogel granting motion to file documents under seal [138-1] ( Date Entered: 4/26/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)

04/20/2001	142		MEMORANDUM by defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra in opposition to motion for partial summary judgment [110-1] (FILED UNDER SEAL) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/20/2001	143		DECLARATION by Kenneth D. Simoncini on behalf of defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra in support of opposition memorandum [142-1] (FILED UNDER SEAL) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/20/2001	144		DECLARATION by Corporal Kurt Ashley on behalf of defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra in support of opposition memorandum [142-1] (FILED UNDER SEAL) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/20/2001	145		AUTHORITIES CITED to by Westlaw Citation by defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra [142-1] in support of opposition memorandum [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/20/2001			RECEIVED Proposed Order ( defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra ) re: motion for partial summary judgment [110-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/20/2001	146		EX-PARTE APPLICATION before Judge Jeremy Fogel by Plaintiff SJ Char Hells Angels reply brief to exceed page limitation [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/20/2001	152		PROOF OF SERVICE by defendant City of Gilroy of order re: to file under seal [5:99-cv-20022] (lmm, COURT STAFF) (Entered: 05/02/2001)
04/23/2001	147		PLAINTIFFS' CONSOLIDATED REPLY by Plaintiff SJ Char Hells Angels in support of motion for partial summary judgment [107-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/23/2001	148		REPLY by Plaintiff Gregory Wilkins, Plaintiff Denise Wilkins in support of motion for partial summary judgment [110-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/23/2001	149		COUNTY DEFENDANTS' MEMORANDUM in support of reply [148-1], of reply [147-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/23/2001	150		DECLARATION by Mark A. Gonzalez in support of memorandum [149-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/23/2001	151		REPLY by defendant City of San Jose re opposition [131-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2001)
04/26/2001	153		ORDER by Judge Jeremy Fogel granting motion reply brief to exceed page limitation [146-1] ( Date Entered: 5/3/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 05/03/2001)

06/01/2001			RECEIVED Proposed Order re: dismissal of parties and identification of Doe defendants ( Plaintiff SJ Char Hells Angels ) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/06/2001)
06/04/2001	154		ORDER by Judge Jeremy Fogel dismissing party Hendrix, party C. Johnson, party P. Craft, party K. Pham, party E. Quan, party R. Imobertsteg, party M. Archer, party A. Paz, party P. Ramirez, party P. Cook, party T. Simpson, party S. Pryor, party King, party Lem, party Cusseaux, party Mizgorski, party Pedreira, party Kelly, party B. Harris, party Montano, party Barcelona, party Byers, party Thomas, party Almason, party M. Lane, party H. Langley, party Cahill, party Lofvendahl, party Keith Lowry, party Patrice Cardott, party Shirley Shelangoski, party Bob Hamilton, party Tom Johnson, party Kevin Smith, party Sharron Mouras, party Bob Traskowski, party Don Van Gundy, party G. Cunningham, party J. Cole, party D. Notari, party J. Mollo, party T. Murphy, party B. Lucich, party R. Bynum, party Dan Corley, party G. Longoria, party Patricia O'Donovan, party A. Holborn, party F. Hernandez, party Jim Lewis, party Richard Rutman, party J. Officer Kropp, party Dan Bouchet, party Agent Gaztambide, party Sung Agent Maeng, party R. Martinez, party P. Stokes, party D. Amrhein, party Tuan Payton, party FBI Alvarez , ( Date Entered: 6/8/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/08/2001)
06/07/2001	155		MOTION before Judge Jeremy Fogel by defendant Santa Clara Police, defendant Santa Clara Police, defendant R. Keyarts, defendant F. Saunders, defendant A. Zigon, defendant Coffman to dismiss with prejudice of the Santa Clara defendants [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/11/2001)
06/07/2001	156		STIPULATION and ORDER by Judge Jeremy Fogel : granting motion to dismiss with prejudice of the Santa Clara defendants [155-1] dismissing party City of Santa Clara, Charles Arolla, Paul Kofman, Santa Clara Police, party Santa Clara Police, party F. Saunders, party R. Keyarts, party A. Zigon (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/11/2001)
06/11/2001	157		MINUTES: ( C/R Peter Torreano) ( Hearing Date: 6/11/01) In court law and motion hearing will be held 9:00 9/17/01 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/12/2001)
06/14/2001	158		NOTICE by defendant Coffman, defendant R. Keyarts, defendant F. Saunders, defendant Santa Clara Police, [156-2] order [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/21/2001)
07/13/2001	159		ORDER by Judge Jeremy Fogel granting in part and denying in part motion for partial summary judgment [110-1], granting in part and denying in part motion for partial summary judgment [107-1] and deferring motions related to immunities ( Date Entered: 7/18/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/18/2001)
07/20/2001	160		EX-PARTE APPLICATION before Judge Jeremy Fogel by defendant Dennis Bacon, defendant M. Flood, defendant Robert Garcia, defendant James Greer, defendant Francisco Lopez, defendant Earl Pennington, defendant Lawrence St. Denis, defendant David Tomlinson, defendant Mark Faler, defendant Robert

		Linderman for relief from local rule page limitation [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/27/2001)
07/23/2001	161	MOTION before Judge Jeremy Fogel by Plaintiff SJ Char Hells Angels for leave to argue [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/31/2001)
07/23/2001	162	ORDER by Judge Jeremy Fogel granting motion reply brief to exceed page limitation [146-1] ( Date Entered: 7/31/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/31/2001)
07/24/2001	163	ORDER by Judge Jeremy Fogel granting motion for leave to argue [161-1] ( Date Entered: 7/31/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/31/2001)
07/25/2001	164	REQUEST by defendant Santa Clara Police for the court and parties to take the City of Santa Clara defendants off of the proof of service [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/31/2001)
07/25/2001	165	OBJECTIONS by defendant City of San Jose to motion for leave to argue [161-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/31/2001)
07/26/2001	166	OPPOSITION by defendant to motion for leave to argue [161-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 08/02/2001)
08/02/2001	167	MOTION before Judge Jeremy Fogel by defendant Dennis Bacon, defendant Mark Faler, defendant M. Flood, defendant Robert Garcia, defendant James Greer, defendant Robert Linderman, defendant Francisco Lopez, defendant Earl Pennington, defendant Lawrence St. Denis, defendant David Tomlinson for reconsideration order dated 7/24/01, on plaintiffs' application for leave to argue; to modify motion briefing schedule; and to schedule teleconference [5:99-cv-20022] (gm, COURT STAFF) (Entered: 08/07/2001)
08/02/2001	168	AFFIDAVIT of Winifred Botha in support of motion for reconsideration order dated 7/24/01, on plaintiffs' application for leave to argue; to modify motion briefing schedule; and to schedule teleconference [167-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 08/07/2001)
08/06/2001	169	ORDER granting ex parte application to file reply brief in excess of 25 pages by Judge Jeremy Fogel ( Date Entered: 8/7/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 08/07/2001)
08/27/2001	170	NOTICE OF MOTION AND MOTION before Judge Jeremy Fogel by Plaintiff for partial summary judgment with Notice set for 10/1/01 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/04/2001)
08/27/2001	171	MEMORANDUM by Plaintiff in support of motion for partial summary judgment [170-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/04/2001)
08/27/2001	172	DECLARATION by Marc H. Axelbaum on behalf of Plaintiff in support of motion for partial summary judgment [170-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/04/2001)

08/27/2001	173		NOTICE OF MOTION AND MOTION before Judge Jeremy Fogel by Plaintiff James Souza for partial summary judgment with Notice set for 10/1/01 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/04/2001)
08/27/2001	174		MEMORANDUM by Plaintiff James Souza in support of motion for partial summary judgment [173-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/04/2001)
08/29/2001	175		REPORTER'S TRANSCRIPT; Date of proceedings: 6/11/01 ( C/R: Peter Torreano) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/04/2001)
08/29/2001	176		REPORTER'S TRANSCRIPT; Date of proceedings: 8/8/01 ( C/R: Peter Torreano) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/04/2001)
08/31/2001			RECEIVED Ex Parte application for relief submitted by defendant Dennis Bacon, defendant Mark Faler, defendant M. Flood, defendant Robert Garcia, defendant James Greer, defendant Francisco Lopez, defendant Earl Pennington, defendant David Tomlinson, defendant Lawrence St. Denis [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/05/2001)
09/06/2001	177		ORDER for relief from page limitation by Judge Jeremy Fogel ( Date Entered: 9/7/01) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/07/2001)
09/10/2001	178		OPPOSITION by defendant Robert Linderman, defendant James Greer to motion for partial summary judgment [173-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	179		OBJECTIONS by defendant Robert Linderman, defendant James Greer to evidence offered by plaintiffs in support of motion for partial summary judgment [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	180		CROSS-MOTION by defendant Robert Linderman, defendant James Greer for partial summary judgment with Notice set for 10/1/01 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	181		REQUEST FOR JUDICIAL NOTICE by defendant Robert Linderman, defendant James Greer in support of motion for partial summary judgment [180-1], and in opposition to motion for partial summary judgment [173-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	182		MEMORANDUM by defendant Robert Linderman, defendant James Greer in support of motion for partial summary judgment [180-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	182		MEMORANDUM by defendant Robert Linderman, defendant James Greer in opposition to motion for partial summary judgment [173-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	183		AFFIDAVIT of Robert Linderman in support of motion for partial summary judgment [180-1], and in opposition to motion for partial summary judgment [173-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)



09/10/2001	184		AFFIDAVIT of Winifred Botha in support of motion for partial summary judgment [180-1], and in opposition to motion for partial summary judgment [173-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	185		OPPOSITION by defendant City of San Jose and San Jose Police Officers to motion for partial summary judgment [173-1]; and joinder in County's opposition [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/10/2001	186		AFFIDAVIT of Jorge Gil-Blanco in support of motion for partial summary judgment [180-1], and in support of opposition [178-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/14/2001)
09/17/2001			RECEIVED Proposed Order of dismissal of Federal Defendants ( defendant Agent Crkovich, defendant M. LaPlant ) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/20/2001)
09/20/2001	187		STIPULATION and ORDER by Judge Jeremy Fogel : dismissing party M. LaPlant, party Agent Crkovich (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/24/2001)
09/24/2001	188		REPLY by Plaintiff SJ Char Hells Angels re opposition [185-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/26/2001)
09/24/2001	189		REPLY by Plaintiff SJ Char Hells Angels in support of motion for partial summary judgment [170-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/26/2001)
09/24/2001	189		OPPOSITION by Plaintiff SJ Char Hells Angels to motion for partial summary judgment [180-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/26/2001)
09/24/2001	190		DECLARATION by Kate Dyer on behalf of Plaintiff SJ Char Hells Angels in support of opposition [189-1], in support of reply [189-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/26/2001)
09/25/2001	191		PROOF OF SERVICE by defendant Agent Crkovich, defendant D. McCracken of order [187-2] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/01/2001)
10/16/2001			RECEIVED Stipulation & Proposed Order ( defendant) for dismissal [5:99-cv-20022] (dhm, COURT STAFF) (Entered: 10/24/2001)
10/18/2001	192		MINUTES: ( C/R P. Torreano ) ( Hearing Date: 10/15/01) filing of all qualified immunity issues is due by 2/11/02; motions by any dft re: Qualified Immunity issues set for 3/18/02 at 9:00. [5:99-cv-20022] (cv, COURT STAFF) (Entered: 10/26/2001)
10/18/2001	193		STIPULATION and ORDER by Judge Jeremy Fogel : dismissing party Dennis Bacon, party M. Flood, party Robert Garcia, party Francisco Lopez, party Earl Pennington, party Lawrence St. Denis, party Mark Faler, party David Tomlinson, with prejudice; Each of the plaintiff's shall bear their own costs and attorneys fees. (cc: all counsel) [5:99-cv-20022] (cv, COURT STAFF) (Entered: 10/26/2001)

12/05/2001	194		NOTICE of unavailability of counsel by defendant Robert Linderman, defendant James Greer [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/06/2001)
12/06/2001	195		NOTICE OF MOTION AND MOTION before Judge Jeremy Fogel by defendant Robert Linderman, defendant James Greer for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club with Notice set for 1/14/02 at 9:00 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/10/2001)
12/06/2001	196		MEMORANDUM by defendant Robert Linderman, defendant James Greer in support of motion for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club [195-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/10/2001)
12/06/2001	197		AFFIDAVIT of Winifred Botha in support of motion for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club [195-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/10/2001)
12/21/2001	198		JOINDER by defendant re motion for partial summary judgment [173-1] [5:99-cv-20022] (lrb, COURT STAFF) (Entered: 12/28/2001)
12/26/2001	199		OPPOSITION by Plaintiff SJ Char Hells Angels to motion for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club [195-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/02/2002)
12/26/2001	200		DECLARATION by Jeffrey Pettigrew on behalf of Plaintiff SJ Char Hells Angels in support of opposition [199-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/02/2002)
12/26/2001	201		DECLARATION by Marc H. Axelbaum on behalf of Plaintiff SJ Char Hells Angels in support of opposition [199-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/02/2002)
01/02/2002	202		REPLY by defendant Robert Linderman, defendant James Greer re opposition [199-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/07/2002)
01/14/2002	203		ORDER by Judge Jeremy Fogel granting motion for partial summary judgment [180-1], denying motion for partial summary judgment [173-1] ( Date Entered: 1/14/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/14/2002)
01/14/2002	204		MINUTES: ( C/R Peter Torreano) ( Hearing Date: 1/14/02) that the motion for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club [195-1] is submitted [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/15/2002)
01/15/2002	205		ORDER requesting further briefing re standing ot the SJC by Judge Jeremy Fogel ( Date Entered: 1/17/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/17/2002)

01/25/2002	206		FURTHER BRIEFING IN OPPOSITION by Plaintiff SJ Char Hells Angels to motion for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club [195-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/25/2002)
01/25/2002	207		FRURTHER BRIEFING pursuant to the Court's order of 1/15/02 by defendant Robert Linderman, defendant Mark Tracy [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/28/2002)
01/25/2002	208		AFFIDAVIT of Jorge Gil-Blanco in support of brief [207-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/28/2002)
01/25/2002	209		AFFIDAVIT of Aryn P. Harris in support of brief [207-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/28/2002)
01/29/2002	210		PROOF OF SERVICE by defendant Robert Linderman, defendant James Greer of affidavit [209-1], affidavit [208-1], brief [207-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/29/2002)
02/07/2002			RECEIVED Proposed Order re: briefing/hearing schedule ( defendant San Jose Police, defendant The San Jose Police ) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/08/2002)
02/08/2002	211		ADDENDUM filed by defendant Robert Linderman, defendant James Greer to affidavit [209-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/11/2002)
02/13/2002	212		STIPULATION and ORDER by Judge Jeremy Fogel re: briefing/hearing schedule (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/13/2002)
02/22/2002			RECEIVED Proposed Order to continue motions for summary judgment and amended briefing schedule ( defendant Robert Linderman, defendant James Greer ) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/25/2002)
02/25/2002	213		STIPULATION and ORDER by Judge Jeremy Fogel : setting hearing on motion for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club [195-1] 9:00 4/22/02 (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) Modified on 02/28/2002 (Entered: 02/26/2002)
02/28/2002	214		ORDER for lelief from page limitation for defendant Linderman's memorandum in support of motion by Judge Jeremy Fogel ( Date Entered: 2/28/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/28/2002)
02/28/2002	215		ORDER for relief from page limitation for defendant Sergeant Greer's memorandum in support of motion by Judge Jeremy Fogel ( Date Entered: 2/28/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/28/2002)
03/18/2002	216		NOTICE OF MOTION AND MOTION before Judge Jeremy Fogel by defendant Robert Linderman, defendant James Greer for summary judgment based on qualified immunity with Notice set for 4/29/02 at 9:00 [5:99-cv-20022]

		(gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	217	MEMORANDUM by defendant Robert Linderman, defendant James Greer in support of motion for summary judgment based on qualified immunity [216-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	218	NOTICE by defendant Robert Linderman, defendant James Greer [217-1] memorandum [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	219	DECLARATION by James Greer on behalf of defendant Robert Linderman, defendant James Greer in support of motion for summary judgment based on qualified immunity [216-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	220	DECLARATION by Mark A. Gonzalez on behalf of defendant Robert Linderman, defendant James Greer in support of motion for summary judgment based on qualified immunity [216-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	221	AFFIDAVIT of Winifred Botha in support of motion for summary judgment based on qualified immunity [216-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	222	MEMORANDUM by defendant Robert Linderman, defendant James Greer in support of motion for summary judgment based on qualified immunity [216-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	223	AFFIDAVIT of Robert Linderman in support of memorandum [222-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
03/18/2002	224	MEMORANDUM by defendant City of San Jose in support of Motion for Summary Adjudication of Issues [5:99-cv-20022] (gm, COURT STAFF) (Entered: 03/20/2002)
04/02/2002	225	OPPOSITION by Plaintiff SJ Char Hells Angels to motion for summary judgment based on qualified immunity [216-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/04/2002)
04/02/2002	226	DECLARATION by Marc H. Axelbaum on behalf of Plaintiff SJ Char Hells Angels in support of opposition [225-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/04/2002)
04/09/2002	227	MEMORANDUM OF POINTS AND AUTHORITIES IN REPLY by defendant City of San Jose to opposition [225-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/11/2002)
04/09/2002	228	REPLY by defendant Robert Linderman, defendant James Greer re opposition [225-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/12/2002)
04/09/2002	229	AFFIDAVIT of Winifred Botha in support of reply [228-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/12/2002)

04/09/2002	230	OBJECTIONS by defendant Robert Linderman, defendant James Greer to evidence in or attached to the declaration [226-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/12/2002)
04/09/2002	231	REPLY by defendant James Greer re opposition [225-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/12/2002)
04/19/2002	232	ORDER by Judge Jeremy Fogel granting in part and denying in part motion for partial summary judgment pertaining to cliams of plaintiff San Jose chapter of the Hells Angels Motorcycle Club [195-1] ( Date Entered: 4/22/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/22/2002)
04/22/2002		RECEIVED Stipulation and Proposed Order of dismissal of City of Gilroy defendants ( defendant City of Gilroy, defendant Roy Sumisaki, defendant Detective Ashley, defendant Becerra ) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2002)
04/22/2002	233	MINUTES: Motion for Qualified Immunity. The Court takes the matter under submission. ( C/R Peter Torreano) ( Hearing Date: 4/22/02) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2002)
04/23/2002	234	RESPONSE by Plaintiff SJ Char Hells Angels re objection [230-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/26/2002)
04/26/2002	235	STIPULATION and ORDER by Judge Jeremy Fogel : dismissing with prejudice party City of Gilroy, party Roy Sumisaki, party Becerra, party Detective Ashley (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/29/2002)
04/29/2002	236	REPORTER'S TRANSCRIPT; Date of proceedings: 4/22/02 ( C/R: Peter Torreano) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 04/29/2002)
05/31/2002	237	ORDER by Judge Jeremy Fogel granting in part and denying in part motion for summary judgment based on qualified immunity [216-1] ( Date Entered: 6/4/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/04/2002)
06/07/2002	238	MINUTES: ( C/R Lee-Anne Shortridge) ( Hearing Date: 5/28/02) that the motion for summary judgment based on qualified immunity [216-1] is submitted [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/10/2002)
06/07/2002	239	MOTION before Judge Jeremy Fogel by defendant Robert Linderman for leave to file a motion for reconsideration [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/10/2002)
06/17/2002	240	ORDER by Judge Jeremy Fogel granting motion for leave to file a motion for reconsideration [239-1] ( Date Entered: 6/18/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/18/2002)
06/24/2002	241	STIPULATION and ORDER by Judge Jeremy Fogel : brief will be filed no 6/27/02, opposition on 7/8/02 and reply on 7/15/02 (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/25/2002)
06/26/2002	242	REPORTER'S TRANSCRIPT; Date of proceedings: 5/28/02 ( C/R: Lee-Anne Shortridge) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/01/2002)

06/28/2002	243		MEMORANDUM by defendant Robert Linderman in support of motion for leave to file a motion for reconsideration [239-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/01/2002)
06/28/2002	244		AFFIDAVIT of Winifred Botha regarding motion for leave to file a motion for reconsideration [239-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/01/2002)
06/28/2002	245		NOTICE OF INTERLOCUTORY APPEAL by defendant City of San Jose, defendant Dacena, defendant D. Newman, defendant William Manion, defendant Knox, defendant Carney, defendant Messier, defendant Nieves, defendant Michael Fernandez from Dist. Court decision order [237-1] Fee status paid [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/01/2002)
07/01/2002			Docket fee notification form and case information sheet to USCA [245-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/01/2002)
07/01/2002			Copy of notice of appeal and docket sheet to all counsel [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/01/2002)
07/08/2002	246		OPPOSITION by Plaintiff SJ Char Hells Angels to motion for reconsideration order dated 7/24/01, on plaintiffs' application for leave to argue; to modify motion briefing schdule; and to schedule teleconference [167-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/09/2002)
07/08/2002	247		DECLARATION by Kate Dyer on behalf of Plaintiff SJ Char Hells Angels in support of opposition [246-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/09/2002)
07/12/2002			NOTIFICATION by Circuit Court of Appellate Docket Number 02-16329 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/16/2002)
07/16/2002	248		MEMORANDUM by defendant Robert Linderman in support of motion for leave to file a motion for reconsideration [239-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/17/2002)
09/27/2002	249		ORDER by Judge Jeremy Fogel denying motion for leave to file a motion for reconsideration [239-1] ( Date Entered: 9/30/02) (cc: all counsel) [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/30/2002)
10/10/2002	250		TRANSCRIPT DESIGNATION and Ordering Form filed requested by Michael R. Groves for dates 6/28/02 ; ; appeal [245-1] [5:99-cv-20022] (lrb, COURT STAFF) (Entered: 10/11/2002)
10/22/2002	251		NOTICE by defendant Robert Linderman [237-1] order [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/28/2002)
10/22/2002	252		NOTICE by defendant Robert Linderman [249-1] order [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/28/2002)
10/24/2002			CERTIFICATE of Record mailed to USCA, counsel notified. [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/24/2002)

10/25/2002	253		INTERLOCUTORY NOTICE OF APPEAL by defendant Robert Linderman from Dist. Court decision order [249-1], order [237-1] Fee status paid [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/28/2002)
10/25/2002	254		REPRESENTATION STATEMENT by defendant Robert Linderman [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/28/2002)
10/28/2002			Docket fee notification form and case information sheet to USCA [253-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/28/2002)
10/28/2002			Copy of notice of appeal and docket sheet to all counsel [5:99-cv-20022] (gm, COURT STAFF) (Entered: 10/28/2002)
11/04/2002			NOTIFICATION by Circuit Court of Appellate Docket Number 02-17132 [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/04/2002)
11/26/2002	255		TRANSCRIPT DESIGNATION and Ordering Form filed by defendant Robert Linderman for dates 4/22/02 and 5/28/02 ; C/R: Peter Torreano and Lee-Anne Shortridge; appeal [253-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/05/2002)
11/26/2002	256		PROOF OF SERVICE by defendant Robert Linderman of document appeal [255-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/05/2002)
12/02/2002			CERTIFICATE of Record mailed to USCA, counsel notified. [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/02/2002)
12/05/2002			CERTIFICATE of Record mailed to USCA, counsel notified. [5:99-cv-20022] (gm, COURT STAFF) (Entered: 12/05/2002)
02/11/2003			RECEIVED Opening Brief submitted by defendant D. Newman, defendant William Manion, defendant Knox, defendant Carney, defendant Nieves re: [245-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/11/2003)
02/11/2003			RECEIVED Supplemental excerpts of recor submitted by defendant City of San Jose re: [245-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/11/2003)
07/14/2003	257		CLERK'S NOTICE Status conference set for 10:30 12/8/03 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/14/2003)
11/05/2003			RECORD on Appeal to USCA, cnsl notified. re appeal [245-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 11/05/2003)
11/18/2003	258		RECEIPT from USCA of clerk's record on appeal [5:99-cv-20022] (gm, COURT STAFF) (Entered: 11/20/2003)
08/12/2004	259		CLERK'S NOTICE Status conference set for 10:30 9/13/04 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 08/13/2004)
08/19/2004	260		NOTICE by Plaintiff SJ Char Hells Angels of change of address [5:99-cv-20022] (gm, COURT STAFF) (Entered: 08/20/2004)
09/03/2004	261		CLERK'S NOTICE Case Management Conference set for 2:30 9/17/04 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/03/2004)

09/15/2004	262		CLERK'S NOTICE Status conference set for 10:30 1/28/04 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 09/15/2004)
01/13/2005	263		CLERK'S NOTICE Status conference set for 10:30 2/4/05 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 01/14/2005)
02/03/2005	264		CLERK'S NOTICE Status Review hearing set for 10:30 5/6/05 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 02/04/2005)
04/27/2005			RECEIVED certified copy of the Decree of the Court [5:99-cv-20022] (lrb, COURT STAFF) (Entered: 05/04/2005)
05/10/2005	265		MINUTES: ( C/R Peter Torreano) ( Hearing Date: 5/6/05) Status Review conference held. Counsel for both the City and County advised the Court that there are no further proceedings in the 9th Circuit. Counsel for the plaintiffs advised the Court that remaining litigation is with respect to liability. This Court has not adjudicated liability. A Further Case Management Conference is set for 10/7/05 at 10:30 am. [5:99-cv-20022] (cv, COURT STAFF) Modified on 08/24/2005 (Entered: 05/23/2005)
06/24/2005	266		NOTICE by defendant City of San Jose, defendant San Jose Police Dept of change of address for Office of the City Attorney [5:99-cv-20022] (gm, COURT STAFF) (Entered: 06/28/2005)
07/14/2005	267		RECORD ON APPEAL RETURNED FROM USCA [245-1] [5:99-cv-20022] (gm, COURT STAFF) (Entered: 07/14/2005)
08/24/2005			Docket Modification (Administrative) to Case Management Conference set for 10:30 10/7/05 ; [5:99-cv-20022] (gm, COURT STAFF) (Entered: 08/24/2005)
11/17/2005	268		Letter confirming Status Conferenc hearing for 12/16/2005 at 10:30 from Kate Dyer. (gm, COURT STAFF) (Filed on 11/17/2005) (Entered: 11/29/2005)
11/17/2005			Set/Reset Hearings: Case Management Conference set for 12/16/2005 10:30 AM. (gm, COURT STAFF) (Filed on 11/17/2005) (Entered: 11/29/2005)
12/20/2005	<a href="#">269</a>	<input type="checkbox"/>	Minute Entry: Further Case Management Conference held on 12/16/2005 before Judge Jeremy Fogel (Date Filed: 12/20/2005). Case set for hearing Summary Judgment motions on 3/17/06 at 9:00 a.m., Jury trial set on 9/8/06 at 1:30 p.m. and Pretrial conference set on 9/1/06 at 11:00 a.m. Case is referred to Magistrate Judge Richard seeborg for settlement conference, to occur in January, 2006. (Court Reporter Peter Torreano.) (dlm, COURT STAFF) (Date Filed: 12/20/2005) (Entered: 12/20/2005)
12/27/2005	<a href="#">270</a>	<input type="checkbox"/>	SETTLEMENT CONFERENCE ORDER. Settlement Conference set for 1/31/2006 09:30 AM. Signed by Judge Richard Seeborg on 12/27/05. (rssec, COURT STAFF) (Filed on 12/27/2005) (Entered: 12/27/2005)
01/04/2006	<a href="#">271</a>	<input type="checkbox"/>	ASSOCIATION of Counsel by The San Jose Charter of the Hells Angels Motorcycle Club. (Dyer, Kate) (Filed on 1/4/2006) (Entered: 01/04/2006)
02/03/2006	<a href="#">272</a>	<input type="checkbox"/>	Minute Entry: Settlement Conference (Date Filed: 2/3/2006). (Court Reporter not reported.) (mpb, COURT STAFF) (Date Filed: 2/3/2006) (Entered: 2/3/2006)



			02/03/2006)
02/16/2006	<a href="#">273</a>	<input type="checkbox"/>	ORDER SETTING FURTHER SETTLEMENT CONFERENCE. Further Settlement Conference set for 3/20/2006 09:30 AM. Signed by Judge Richard Seeborg on 2/16/06. (rssec, COURT STAFF) (Filed on 2/16/2006) (Entered: 02/16/2006)
03/17/2006			Received Stipulation and Order for dismissal with prejudice and entry of Judgment by Robert Linderman. (gm, COURT STAFF) (Filed on 3/17/2006) (Entered: 03/20/2006)
03/21/2006	274		STIPULATION AND ORDER, *** dismissal with prejudice.. Signed by Judge Jeremy Fogel on 3/20/2006. (gm, COURT STAFF) (Filed on 3/21/2006) (Entered: 03/22/2006)
03/22/2006	275		Minute Entry: Settlement Conference (Date Filed: 3/22/2006). (Court Reporter not reported.) Settlement discussions ongoing. (gm, COURT STAFF) (Date Filed: 3/22/2006) (Entered: 03/24/2006)
03/23/2006	276		CERTIFICATE OF SERVICE by Robert Linderman re 274 Stipulation and Order, Terminated Case (gm, COURT STAFF) (Filed on 3/23/2006) (Entered: 03/24/2006)
04/14/2006	277		MEMORANDUM in Support of Motion for summary adjudication as to the first cause of action against Defendants Decena, Newman, Manion, Knox, Carney, Messier and Nieves filed byThe San Jose Charter of the Hells Angels Motorcycle Club. (gm, COURT STAFF) (Filed on 4/14/2006) (Entered: 04/17/2006)
04/14/2006	278		Declaration of Kate Dyer in Support of 277 Memorandum in Support of Motion for summary adjudication filed byThe San Jose Charter of the Hells Angels Motorcycle Club. (Related document(s) 277 ) (gm, COURT STAFF) (Filed on 4/14/2006) (Entered: 04/17/2006)
04/28/2006	<a href="#">279</a>	<input type="checkbox"/>	Declaration of Dave Newman <i>in Support of Opposition to Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on 4/28/2006) (Entered: 04/28/2006)
04/28/2006	<a href="#">280</a>	<input type="checkbox"/>	Declaration of Michael Knox <i>in Support of Opposition to Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on 4/28/2006) (Entered: 04/28/2006)
04/28/2006	<a href="#">281</a>	<input type="checkbox"/>	Declaration of PAUL MESSIER <i>in Support of Opposition to Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on 4/28/2006) (Entered: 04/28/2006)
04/28/2006	<a href="#">282</a>	<input type="checkbox"/>	Declaration of PETER DECENA <i>in Support of Opposition to Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on 4/28/2006) (Entered: 04/28/2006)
04/28/2006	<a href="#">283</a>	<input type="checkbox"/>	Declaration of RAFAEL NIEVES <i>in Support of Opposition to Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on

			4/28/2006) (Entered: 04/28/2006)
04/28/2006	<a href="#">284</a>	<input type="checkbox"/>	Declaration of ROBERT CARNEY <i>in Support of Opposition to Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on 4/28/2006) (Entered: 04/28/2006)
04/28/2006	<a href="#">285</a>	<input type="checkbox"/>	*** <b>FILED IN ERROR. PLEASE SEE DOCKET # <a href="#">287</a></b> .*** Declaration of WILLIAM MANION <i>in Support of Opposition to Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on 4/28/2006) Modified on 5/8/2006 (ewn, COURT STAFF). (Entered: 04/28/2006)
04/28/2006	<a href="#">286</a>	<input type="checkbox"/>	Memorandum in Opposition to <i>Plaintiffs' Motion for Summary Judgment</i> filed byCity of San Jose. (Groves, Michael) (Filed on 4/28/2006) (Entered: 04/28/2006)
05/03/2006	<a href="#">287</a>	<input type="checkbox"/>	Declaration of William Manion <i>CORRECTION OF DOCKET # <a href="#">285</a></i> filed byCity of San Jose. (Groves, Michael) (Filed on 5/3/2006) (Entered: 05/03/2006)
05/05/2006	289		Reply to Opposition to Plaintiffs' Motion for Summary Adjudication as to the First Cause of Action filed byThe San Jose Charter of the Hells Angels Motorcycle Club. (gm, COURT STAFF) (Filed on 5/5/2006) (Entered: 05/15/2006)
05/05/2006	290		Declaration of Karen L. Snell in Support of 289 Reply to Opposition filed byThe San Jose Charter of the Hells Angels Motorcycle Club. (Related document(s) 289 ) (gm, COURT STAFF) (Filed on 5/5/2006) (Entered: 05/15/2006)
05/05/2006	291		EXHIBIT B to 290 Declaration of Karen L. Snell in Support of Reply to Opposition filed byThe San Jose Charter of the Hells Angels Motorcycle Club. (Related document(s) 290 ) (gm, COURT STAFF) (Filed on 5/5/2006) (Entered: 05/15/2006)
05/12/2006	<a href="#">288</a>	<input type="checkbox"/>	NOTICE by City of San Jose <i>Defendants' Application for Leave to File Surreply to Plaintiffs' Motion for Summary Adjudication</i> (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Affidavit Declaration of Michael R. Groves# <a href="#">3</a> Proposed Order)(Greenberg, Clifford) (Filed on 5/12/2006) (Entered: 05/12/2006)
05/16/2006	<a href="#">292</a>	<input type="checkbox"/>	NOTICE by The San Jose Charter of the Hells Angels Motorcycle Club <i>PLAINTIFFS' OPPOSITION TO DEFENDANTS' APPLICATION FOR LEAVE TO FILE SURREPLY</i> (Snell, Karen) (Filed on 5/16/2006) (Entered: 05/16/2006)
05/18/2006	<a href="#">293</a>	<input type="checkbox"/>	ORDER GRANTING <a href="#">288</a> DEFENDANTS' MOTION FOR LEAVE TO FILE A SURREPLY. Signed by Judge Jeremy Fogel on 5/18/06. (jflc2, COURT STAFF) (Filed on 5/18/2006) (Entered: 05/18/2006)
05/18/2006	<a href="#">294</a>	<input type="checkbox"/>	DEFENDANTS' SURREPLY TO PLAINTIFFS' MOTION FOR SUMMARY ADJUDCATION. (jflc2, COURT STAFF) (Filed on 5/18/2006) (Entered: 05/18/2006)
05/19/2006	<a href="#">295</a>	<input type="checkbox"/>	ORDER DENYINIG 277 PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT WITHOUT PREJUDICE; AND SETTING BRIEFING

			SCHEDULE AND HEARING DATE FOR RENEWED MOTION. Signed by Judge Jeremy Fogel on 5/19/06. (jflc2, COURT STAFF) (Filed on 5/19/2006) (Entered: 05/19/2006)
05/19/2006			Minute Entry: Motion for Partial Summary Judgment hearing held on 5/19/2006 before Judge Jeremy Fogel (Date Filed: 5/19/2006). The motion is denied without prejudice. The Court sets the case for motion hearing on 7/14/2006 at 9:00 a.m. (Court Reporter Peter Torreano.) (dlm, COURT STAFF) (Date Filed: 5/19/2006) (Entered: 05/23/2006)
05/19/2006	<a href="#">297</a>	<input type="checkbox"/>	Corrected Minute Entry: Motion Hearing held on 5/19/2006 before Judge Jeremy Fogel (Date Filed: 5/19/2006). (Court Reporter Peter Torreano.) (dlm, COURT STAFF) (Date Filed: 5/19/2006) (Entered: 05/23/2006)
06/15/2006	<a href="#">298</a>	<input type="checkbox"/>	STIPULATION <i>and Proposed Order To Continue Hearing Date</i> by The San Jose Charter of the Hells Angels Motorcycle Club. (Dyer, Kate) (Filed on 6/15/2006) (Entered: 06/15/2006)
06/19/2006	<a href="#">299</a>	<input type="checkbox"/>	ORDER CONTINUING HEARING DATE. Signed by Judge Jeremy Fogel on 6/19/06. (jfsec, COURT STAFF) (Filed on 6/19/2006) (Entered: 06/19/2006)
06/19/2006	300		TRANSCRIPT of Proceedings held on 5/19/2006 before Judge Jeremy Fogel. Court Reporter: Peter Torreano.. (gm, COURT STAFF) (Filed on 6/19/2006) (Entered: 06/20/2006)
08/25/2006	<a href="#">301</a>	<input type="checkbox"/>	STIPULATION of Dismissal <i>Stipulation of Voluntary Dismissal</i> by City of San Jose. (Groves, Michael) (Filed on 8/25/2006) (Entered: 08/25/2006)
09/26/2007			FILE located at Federal Records Center, San Bruno, CA: Accession No: 021-07-0061, Location No: 735358-735362, Box No: 8-12. (mpb, COURT STAFF) (Filed on 9/26/2007) (Entered: 09/26/2007)
11/16/2009			SEALED DOCUMENTS LOCATED AT FEDERAL RECORDS CENTER (FRC) San Bruno, CA. Accession #:021-09-5150 Box #:11. (pmc, COURT STAFF) (Filed on 11/16/2009) (Entered: 11/16/2009)

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\*\*E-Filed 5/18/06\*\*

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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

THE SAN JOSE CHARTER OF THE  
HELLS ANGELS MOTORCYCLE CLUB,  
et al.,

Plaintiffs,

vs.

CITY OF SAN JOSE, et al.,

Defendants.

NO. C99-20022 JF (PT)

**[PROPOSED] ORDER GRANTING  
DEFENDANTS ROBERT CARNEY,  
PETER DECENA, MICHAEL KNOX,  
WILLIAM MANION, PAUL MESSIER,  
DAVE NEWMAN AND RAFAEL  
NIEVES' APPLICATION FOR LEAVE  
TO FILE SURREPLY TO  
PLAINTIFFS' MOTION FOR  
SUMMARY ADJUDICATION**

Date: May 19, 2006  
Time: 9:00 a.m.  
Courtroom: 3  
Judge: Hon. Jeremy Fogel

Defendants' Application for Leave to File a Surreply having come before the  
Court, and for good cause shown, the Application is hereby GRANTED. Defendants'  
Surreply shall be filed forthwith.

  
HONORABLE JEREMY FOGEL  
U.S. District Court Judge

1 RICHARD DOYLE, City Attorney (#88625)  
 2 NORA FRIMANN, Chief Trial Attorney (#93249)  
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11 Attorneys for Defendants  
 12 CITY OF SAN JOSE and SAN JOSE POLICE OFFICERS

13 UNITED STATES DISTRICT COURT  
 14 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN JOSE DIVISION

16 THE SAN JOSE CHARTER OF THE  
 17 HELLS ANGELS MOTORCYCLE CLUB,  
 18 et al.,

19 Plaintiffs,

20 vs.

21 CITY OF SAN JOSE, et al.,

22 Defendants.

NO. C99-20022 JF (PT)

**DEFENDANTS ROBERT CARNEY,  
 PETER DECENA, MICHAEL KNOX,  
 WILLIAM MANION, PAUL MESSIER,  
 DAVE NEWMAN AND RAFAEL  
 NIEVES' SURREPLY TO  
 PLAINTIFFS' MOTION FOR  
 SUMMARY ADJUDICATION**

Date: May 19, 2006

Time: 9:00 a.m.

Courtroom: 3

Judge: Hon. Jeremy Fogel

**INTRODUCTION**

23 This limited Surreply is necessitated by the recent production to Plaintiffs of a  
 24 videotape entitled "Handling Vicious Dogs," and the use of such evidence in Plaintiffs'  
 25 Reply Brief. The videotape was produced to *avoid* allegations of wrongful withholding of  
 26 documents and in the spirit of openness that accompanies civil discovery procedures.  
 27 The videotape was *not requested* in Plaintiffs' discovery requests and *does not* resolve  
 28 the issues of fact that preclude granting of summary adjudication in this case.

## BACKGROUND

As documented in the letter Michael Groves sent to Plaintiffs' attorney on May 1, 2006 (see Exhibit A to Plaintiff's Reply Brief) Defense counsel came into possession of a videotape entitled "Handling Vicious Dogs" several weeks ago. Another attorney in the City Attorney's Office, who provides advice and counseling to Animal Control Services, found the tape in her office while going through materials packed during the move to the New City Hall last year. Upon watching the tape, Defense attorneys realized that it contained information about methods of subduing vicious dogs aside from the use of firearms. The tape does not come close to dealing with a situation like the ones at issue in this case, but does contain material that Defense counsel assumed Plaintiffs' counsel would be interested in.

Defense counsel made an extensive inquiry into the source of the tape. Mr. Groves determined that the tape was created in 1993 by the Los Angeles County Sheriff's Department and was downloaded by the San Jose Police Department in 1994 from a satellite feed supplied by the Police Officers Standards and Training (POST) organization. Along with many other such tapes of downloaded programs, the videotape was stored on a shelf in the Video Unit and *never* distributed or used to train officers. Indeed, none of the officers involved in the subject set of searches had seen or heard of the tape, and there are no records of the tape ever being used in any San Jose Police Department training.

After reviewing Plaintiffs' discovery requests and examining Rule 26 of the Federal Rules of Civil Procedure, Defense counsel determined that Defendants had no obligation to turn over the videotape to Plaintiffs. However, Defendants' counsel also suspected that Plaintiffs' counsel would contend that the tape should be produced. In order to avoid the prospect of later accusations, and in the spirit of full disclosure, Defense counsel decided to produce the tape and did so on May 1, 2006.

//

//

## ARGUMENT

### **A. Defendants Had No Duty to Produce the Videotape.**

Rule 26 of the Federal Rules of Civil Procedure requires production, without a discovery request, of “documents ... that the disclosing party may use to support its claims or defenses....” Defendants had no duty to produce the videotape pursuant to this rule, in that Defendants had no intention of using the videotape to support their claims or defenses.

Plaintiffs claim in their Reply that they *requested* the videotape in April 2000. (Reply, p. 8.) They also claim that Defense counsel acknowledged that the videotape “may have been responsive” to Plaintiffs’ document requests. (Reply, p. 3.) These assertions are untrue.

First, relevant discovery requests are reproduced in Plaintiffs’ Reply brief, at page 3. The requests call for production of documents, including training material, which evidence, or relate to San Jose’s official, or “unofficial,” custom and/or practice regarding procedures for handling dogs during the execution of warrants, etc. As stated, the investigation into the use, or non-use, of the videotape disclosed that it was never used in training and had absolutely no relation to any San Jose custom or practice. Plaintiffs *could have* requested all training materials related to the handling of dogs, which would have clearly included this video, but did not do so. Plaintiffs’ request was *limited* to materials that evidenced or related to San Jose’s policies and/or customs. The videotape **does not** evidence or reflect San Jose policy and/or custom.<sup>1</sup>

Furthermore, Mr. Groves’ letter specifically states that the “tape does not fall into any of the categories you requested....” It is unclear why Plaintiffs would say that Mr. Groves acknowledged that the tape may be responsive when he actually wrote that it is not responsive.

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<sup>1</sup> Plaintiffs also requested training materials that “were distributed” to police officers. Since this videotape was never distributed, it is not responsive to that request either.



1 In any event, Defendants have produced the tape, soon after it was discovered,  
2 even though it was not requested. Defendants, upon viewing the tape, realized that  
3 *Plaintiffs* would believe it was pertinent to the litigation, and promptly sent it to Plaintiffs,  
4 notwithstanding the inevitability that it would be used against them. Instead of  
5 condemning Defense attorneys and threatening sanctions, Plaintiffs should be thankful  
6 that Defense attorneys have attempted to act fairly, and openly, in this situation.

7 **B. The Videotape Does Not Resolve the Factual Issues Preventing**  
8 **Summary Adjudication.**

9 In this motion, relying on the authority of the Ninth Circuit opinion in this case,  
10 Plaintiffs argue that they are entitled to judgment on the Fourth Amendment issue, i.e. the  
11 reasonableness of the shooting of the dogs, based on the undisputed evidence submitted  
12 in support of the original summary adjudication motion filed by Defendants. Defendants  
13 assert that those facts, and reasonable inferences derived therefrom, do not amount to  
14 the establishment of liability. Defendants simply wish to allow the officers to explain *why*  
15 they had no other alternative plan, under the circumstances of the particular entries  
16 involved, and Defendants simply wish to allow a jury to determine whether those reasons  
17 for not considering other alternatives were reasonable. The existence of the produced  
18 videotape has no bearing on this determination.

19 First, none of the officers involved had ever seen the videotape or knew of its  
20 existence. As evidenced by the declarations supplied in opposition to this motion, the  
21 officers were trained that there were no viable alternatives to deadly force under the  
22 circumstances presented to them. The videotape does not change this fact, even if it was  
23 in the possession of the Department (on a shelf, unviewed).

24 Second, the tape contains only general suggestions about using alternative means  
25 of dealing with dogs, without tailoring such suggestions to any situation similar to those  
26 involved in this case. The videotape explains that each situation is unique and there is no  
27 way to mandate any one course of action. From the videotape, it is apparent that the Los  
28 Angeles Sheriff's Department had determined that certain alternative measures, such as



1 the use of OC (pepper) spray, fire extinguishers and flares, *may* be useful in minimizing  
 2 risk in situations where it is anticipated that a dog may be encountered.<sup>2</sup> The videotape  
 3 only briefly mentions the execution of warrants and contains no advice whatsoever on  
 4 dealing with situations where dogs occupy an area between the officers and their goal.  
 5 The tape does not explain how to deal with a “high risk” situation, where the occupants of  
 6 the house itself are considered dangerous, in addition to the dogs outside. The tape does  
 7 not deal with situations where time is an important factor. In fact, the emphasis of the  
 8 tape seems to be on limiting a dog’s movements while awaiting arrival of Animal Control,  
 9 for purposes of removing a vicious dog from a scene. The emphasis of the video was on  
 10 dealing with loose dogs, not on ensuring a successful *search*, which was the goal of the  
 11 Hells Angels’ warrants. The tape does not deal with how to protect a search team from a  
 12 dog attack or how to make sure that a dog, once scared away, does not return to injure  
 13 someone.

14 In this case, the officers testified that they did not use other methods of restraining  
 15 the dogs in the particular circumstances of this case. For example, they testified that they  
 16 did not allow a neighbor to attempt to control the dog at the Souza residence. They also  
 17 testified that other methods of controlling dogs, such as the use of pepper spray, were  
 18 available **in other circumstances**.<sup>3</sup> At trial, the officers should be allowed to fully explain  
 19 why they chose not to use these alternatives based on the circumstances that confronted  
 20 them. Only fully developed testimony will allow a reasoned analysis of whether the  
 21 officers acted reasonably.

24 <sup>2</sup> Note that even the suggestions in the tape do not include the use of tranquilizing devices, heavily relied  
 25 upon by Plaintiffs in arguments at the trial and appellate levels. Note also that the only demonstrated use  
 of pepper spray, on two pit bulls, was completely unsuccessful, requiring the shooting of one of the dogs.

26 <sup>3</sup> Plaintiffs contend that the officers acted *contrary to policy* by not using pepper spray or corralling the  
 27 dogs. (Reply pp. 8-9.) Plaintiffs’ contention is a misrepresentation of fact. The testimony of the officers  
 28 supplied merely shows that *in other situations* officers have used pepper spray or other alternatives. (See  
 Fernandez testimony, attached as Exhibit E to Reply, “Everything changes your tactics... We’ve tried  
 hundreds of ways to deal with dogs.”) There is absolutely no testimony from officers that the alternatives  
 could have applied to the instant searches.

In short, the existence of the videotape does not eliminate the factual issues surrounding a reasonableness assessment for purposes of summary adjudication. The tape, and/or testimony relating to alternatives under particular circumstances, might be used at trial in an attempt to convince the jury that the actions of the officers were either reasonable or unreasonable. Plaintiffs and/or Defendants may introduce expert testimony dealing with police practices at the time of the incident. However, neither the facts supplied in the original motion nor the recently produced videotape serve to fully answer the reasonableness question as a matter of law.

## CONCLUSION

Plaintiffs' attempt to obtain a judgment, based only upon the evidence supplied for purposes of Defendants' summary adjudication motion, and the law that resulted, should be denied. It must be recalled that Defendants' motion was largely devoted to the concept that no clearly established law put Defendant officers on notice that their conduct could violate the constitution. The motion below, and the appeal that followed, centered on that issue. Defendants' argument was rejected by this court and by the Ninth Circuit. Now that the case is remanded for purposes of trial, a full hearing is necessary to evaluate the actions of the officers.

DATED: May 12, 2006

RICHARD DOYLE, City Attorney

By:                     /s/                      
CLIFFORD S. GREENBERG  
Sr. Deputy City Attorney

Attorneys for Defendants  
CITY OF SAN JOSÉ and SAN JOSÉ  
POLICE OFFICERS

NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

THE SAN JOSE CHARTER OF THE HELLS  
ANGELS MOTORCYCLE CLUB, et al.,

Plaintiffs,

v.

CITY OF SAN JOSE, et al.,

Defendants.

Case Number C-99-20022-JF (PVT)

ORDER<sup>1</sup> DENYING PLAINTIFFS'  
MOTION FOR PARTIAL SUMMARY  
JUDGMENT WITHOUT PREJUDICE;  
AND SETTING BRIEFING  
SCHEDULE AND HEARING DATE  
FOR RENEWED MOTION

Plaintiffs move for partial summary judgment with respect to their Fourth Amendment claims against the seven San Jose Police Officer Defendants who participated in the searches of the Souza and Vieira residences. For the reasons stated on the record at the hearing on May 19, 2006, the motion is DENIED WITHOUT PREJUDICE, and the Court HEREBY SETS the following briefing schedule with respect to Plaintiffs' renewed motion: the motion shall be filed and served on or before June 16, 2006. The opposition shall be filed and served on or before

<sup>1</sup> This disposition is not designated for publication and may not be cited.

1 June 30, 2006. The reply shall be filed and served on or before July 7, 2006. The motion shall  
2 be heard at 9:00 a.m. on July 14, 2006.

3 IT IS SO ORDERED.

4  
5  
6  
7 DATED: 5/19/06

8   
9 JEREMY FOGEL  
United States District Judge

1 Copies of Order served on:

2  
3 Counsel for Plaintiffs:

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